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10 ATTORNEYS FOR PLAINTIFFS

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12 **UNITED STATES DISTRICT COURT FOR THE**
13 **NORTHERN DISTRICT OF CALIFORNIA**
14 **SAN FRANCISCO DIVISION**

15 MARGUERITE HIKEN and
16 THE MILITARY LAW TASK FORCE,

17 Plaintiffs,

18 v.

19
20 DEPARTMENT OF DEFENSE
and UNITED STATES
21 CENTRAL COMMAND,

22 Defendants.

Case No. CV-06-2812 (MHP)

**NOTICE OF A SUBMITTED
MATTER PURSUANT TO L.R. 7-13**

23
24 **TO THE ABOVE-ENTITLED COURT AND TO THE UNITED STATES**
25 **ATTORNEY:**

26
27 **PLEASE TAKE NOTICE** that a matter has been under submission to this Court for more than
28 120 days.

1 Pursuant to Civil Local Rule 7-13 whenever a motion has been under submission for more
2 than 120 days a party may file with the court a notice that the matter remains under submission.
3 Plaintiffs now file this Notice pursuant to Local Rule 7-13 to bring this matter to the Court's
4 attention.

5
6 **I. SUMMARY**

7 On April 28, 2008, this Court heard oral argument on cross-motions for summary judgment
8 arising out of a Freedom of Information Act request initiated by plaintiffs in March 2005. After
9 argument, the Court took the matter under submission. (Hearing Tr., 34:20-35:6, April 28, 2008.)
10 On August 26, 2008, 120 days had elapsed from the date the Court took the matter under
11 submission.

12
13 **II. CONCLUSION**

14 Plaintiffs respectfully notify the Court that more than 120 days have elapsed since this
15 matter was taken under submission.

16
17 Respectfully Submitted,

18 COLLEEN FLYNN
19 CHRIS FORD
20 W. GORDON KAUPP

21 DATED: September 9, 2008

22 By:

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COLLEEN FLYNN
24 Attorney for Plaintiffs
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